

SELF-DISCLOSURE FORM

IRIS
40201PRTRP4050

Docket Number: 04-2008-9200
Case Name: PPG Architectural Finishes
Date Violations Disclosed: 6/17/08
Attorney Assigned: Saundi Wilson
Program Contact Assigned: Charles Combs

Facility Address: 6804 Enterprise Drive
City: Louisville State: KY
Zip: 40214 Small Business? Y ☒ N
SIC Code: 2851

(If More Than One Facility, Please Attach Additional Forms)

Statutes(s) and Section(s) Violated:

Statute: EPCRA Section: 313
Statute: _____ Section: _____
Statute: _____ Section: _____
Statute: _____ Section: _____

Is Disclosure Part of Compliance Incentive Program? Yes ☒ No

If Yes, Choose All That Apply:

- | | |
|--|--|
| <input type="checkbox"/> Bakers CFC Partnership | <input type="checkbox"/> Oil & Gas Program |
| <input type="checkbox"/> CMOM POTW Program | <input type="checkbox"/> Prisons Program |
| <input type="checkbox"/> Colleges & Universities Program | <input type="checkbox"/> Storage Tank Emission Reduction Program |
| <input type="checkbox"/> Grain Processing Program | <input type="checkbox"/> Stormwater/Commercial Development Program |
| <input type="checkbox"/> Industrial Organic Chemical Program | <input type="checkbox"/> Telecommunications Incentive Program |
| <input type="checkbox"/> Lead Disclosure Program | <input type="checkbox"/> Wood Treaters Program |
| <input type="checkbox"/> National Iron & Steel Incentive Program | |

Disclosure Under (Select One):

☒ Audit Policy ☐ EPA Small Business Policy



PPG Architectural Finishes

PPG Architectural Finishes, Inc.
400 South 13th Street (40203)
Post Office Box 1439
Louisville, Kentucky 40201-1439 USA
Telephone (502) 588-9200
Fax (502) 588-9270

04-2008-9200

EPCRA 313

June 17, 2008

VIA E-MAIL AND CERTIFIED MAIL, RETURN RECEIPT REQUESTED

CERTIFIED MAIL: 7007 1490 0001 0995 5018

Mr. Ezequiel Velez

EPCRA Enforcement Section

U.S. EPA, Region 4

Atlanta Federal Center

61 Forsyth Street, S.W.

Atlanta, GA 30303-8960

2008 JUN 20 P 12:05

Re: Self-Disclosure under U.S. EPA Audit Policy of Possible Toxic Release Inventory Reporting Oversight

Dear Mr. Velez:

PPG Architectural Finishes, Inc. ("PPG") is voluntarily submitting this information to correct a possible oversight regarding EPCRA Toxic Release Inventory ("TRI") reporting for manganese (CAS #7349-96-5) and chlorothalonil (CAS #1897-45-6). This letter is submitted in accordance with U.S. EPA's policy entitled "Incentives for Self-Policing: Discovery, Disclosure, Correction and Prevention of Violations," 65 Fed. Reg. 19618 (April 11, 2000) ("U.S. EPA Audit Policy"). These findings related to PPG's Louisville Stain facility located at 6804 Enterprise Drive, Louisville, KY 40214.

Briefly, on June 2, 2008, PPG discovered that its 2006 Toxic Release Inventory Report for the Louisville Stain facility did not include data for two (2) chemicals which were used at the facility in excess of the threshold for reporting:

Chemical	CAS #
Manganese	7439-96-5
Chlorothalonil	1897-45-6



7007 1490 0001 0995 5018

Mr. Ezequiel Velez

Page 2

PPG discovered the possible reporting oversight in a manner that it believes falls within the requirements of the U.S. EPA Audit Policy. The circumstances of this discovery are set forth below in the context of each of the elements of the U.S. EPA Audit Policy.

1. Systematic Discovery

PPG discovered the possible reporting oversight through its compliance management system. PPG Environmental Health and Safety ("EHS") personnel located within its operating facilities are trained and motivated to prevent, detect and correct possible violations of environmental programs on a daily basis. The potential deficiencies reported in this letter were discovered in the course of a trained EHS professional's exercise of responsibilities in ensuring that the Louisville Stain facility was in compliance with TRI reporting laws and regulations.

2. Voluntary Discovery

The discovery did not occur as a result of a legally required monitoring, sampling or auditing procedure. As noted above, the discovery occurred as a result of a compliance management system adopted by PPG to ensure that its facility was fully compliant with applicable laws.

3. Prompt Disclosure

On May 30, 2008 during a review of TRI records, one of PPG's professional EHS employees determined it was possible that TRI reports should have been filed for manganese and chlorothalonil for the 2006 report. The employee noticed that an Excel Spreadsheet containing TRI data had not fully printed in that the print version did not contain information for manganese and chlorothalonil though the information appeared on the computer screen. Recognizing that the printed form of the spreadsheet had been used as the basis for the information in the 2006 TRI report, the employee conducted an investigation to determine whether the compounds omitted from the printed spreadsheet should have been reported. On June 2, 2008, the EHS professional confirmed that manganese and chlorothalonil should have been included in the 2006 TRI report.

4. Independent Discovery and Disclosure

Discovery and disclosure occurred before U.S. EPA likely would have identified the reporting oversight through its own investigation or based on information provided by a third party. PPG is also unaware of any pending or imminent U.S. EPA enforcement action or any pending or imminent third-party complaint against the PPG Louisville Stain facility.

Mr. Ezequiel Velez

Page 3

5. Correction and Remediation

PPG will file a revised 2006 TRI report on or before July 29, 2008, to correct the information concerning manganese and chlorothalonil. This will correct the 2006 TRI report within the 60 day timeframe identified in the U.S. EPA Audit Policy.

6. Prevention of Recurrence

PPG's Corporate EHS Department will advise its EHS professionals at field locations responsible for submitting TRI reports, that when completing future TRI reports, they should double-check print versus screen displays to insure all information relevant to TRI reporting has been appropriately reviewed and evaluated.

7. Repeat Violations

PPG has not had the same or a closely related violation at the Louisville facility within the past three years. Moreover, PPG's other facilities have not had the same or a closely related violation within the past five years.

8. Other Violations Excluded

This possible reporting oversight does not involve other violations that result in either serious actual harm to public health and the environment or present an imminent and substantial endangerment to public health and the environment.

9. Cooperation

PPG will work cooperatively with the U.S. EPA to resolve this matter as quickly and efficiently as possible. PPG will provide additional information that U.S. EPA may require to determine the applicability of the Audit Policy to this matter.

In light of the information provided above, PPG requests that this matter proceed under the terms of the U.S. EPA Audit Policy. Please contact Kimberly Vance, Sr. EHS Associate, kvance@ppg.com or 508.318.9517.

Sincerely,



Kimberly Vance
Sr. EHS Associate

Cc: Larry C. Taylor, Kentucky Dept. for Environmental Protection
Mike Corcoran, PPG
Joe Karas, PPG

04-2000-0849
RSDS NO:
2000100270 OMM9LC

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
ATLANTA, GEORGIA

In the Matter of:) Docket No. **FIFRA-04-2000-0056(b)**
)
PPG Architectural Finishes, Inc.)
)
Respondent.)
_____)

CONSENT AGREEMENT AND FINAL ORDER

I. Nature of the Action

1. This is a civil penalty proceeding pursuant to Section 14(a) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, 7 U.S.C. § 136l(a) (hereinafter "FIFRA"), and pursuant to the Consolidated Rules of Practice Governing Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders and the Revocation, Termination or Suspension of Permits (Consolidated Rules), 64 Fed. Reg. 40176 (July 23, 1999), to be codified at 40 C.F.R. Part 22. Complainant is the Director of the Air, Pesticides and Toxics Management Division, United States Environmental Protection Agency (EPA), Region 4. Respondent is PPG Architectural Finishes, Inc.
2. Complainant and Respondent have conferred for the purpose of settlement pursuant to 40 C.F.R. § 22.18 and desire to resolve this matter and settle the allegations described herein without a formal hearing. Therefore, without the taking of any evidence or testimony, the making of any argument, or the adjudication of any issue in this matter, and in accordance with 40 C.F.R. § 22.13(b), this Consent Agreement and Final Order (CAFO) will simultaneously commence and conclude this matter.

II. Complainant's Preliminary Statements

3. The authority to take action under Section 14(a) of FIFRA 7 U.S.C. § 136l(a), is vested in the Administrator of EPA. The Administrator of EPA has delegated this authority under FIFRA to the Regional Administrators by EPA Delegation 22-3-A, dated May 11, 1994. The Regional Administrator, Region 4, has redelegated this authority to the Director, Air, Pesticides and Toxics Management Division, by EPA Region 4 Delegation 22-3-A, dated November 8, 1994. Pursuant to that delegation, the Director of the Air, Pesticides and Toxics Management Division has the authority to commence an enforcement action as the Complainant in this matter.

4. Respondent is PPG Architectural Finishes, Inc., a Delaware corporation, located at One PPG Place, Pittsburgh, Pennsylvania 15272.
5. Respondent is a "person" as defined by FIFRA § 2(s), 7 U.S.C. § 136(s), and as such is subject to FIFRA and the regulations promulgated thereunder.
6. Respondent's acquisitions include the Porter Paints Division of Courtaulds Coatings Inc., which was purchased subsequent to the inspections referred to in paragraphs 9 and 10 herein.
7. Porter paints are sold and distributed at Respondent's facility known as Porter Paints, located at 801 South Third Street, Louisville, Kentucky 40203. As used herein, "retail facility" will refer to this location unless otherwise specified.
8. Porter paints are produced, sold, and distributed at Respondent's facility located at 400 South 13th Street, Louisville, Kentucky 40203, formerly owned by Courtaulds Coatings Inc. As used herein, "producing establishment" will refer to this location.
9. On or about September 24, 1998, inspectors duly appointed by the EPA Administrator, inspected Respondent's retail facility.
10. On or about September 25, 1998, inspectors duly appointed by the EPA Administrator, inspected Respondent's producing establishment.
11. The inspections and subsequent investigation revealed Respondent sold or distributed "Portersept with Intercept Interior Latex Wall Paint with Teflon" as set forth below:
 - a. On or about September 21, 1998, one gallon of said product was sold or distributed by the retail facility to Advantage Painting & Coating, Highway 62, Charleston, Indiana 47111; and
 - b. On or about May 20, 1998, 146 gallons of said product were sold or distributed by the producing establishment to the retail facility.
12. As it was labeled at the time of the inspections, "Portersept with Intercept Interior Latex Wall Paint with Teflon" was an antimicrobial pesticide as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
13. "Portersept with Intercept Interior Latex Wall Paint with Teflon" is not registered as a pesticide with EPA as required by FIFRA § 3(a), 7 U.S.C. § 136a.
14. "Portersept with Intercept Interior Latex Wall Paint with Teflon" was misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q), in the following manner:

- a. The label contained statements which were false or misleading;
 - b. The label failed to bear an EPA establishment number; and
 - c. The label failed to include an ingredient statement which contained the name and percentage by weight of each active ingredient, the total percentage by weight of all inert ingredients, and a designation of both active and inactive ingredients, as required by 40 C.F.R § 156.10(g)
15. The inspections and subsequent investigation revealed Respondent sold or distributed "Portersept Exterior with Intersept, Satin" as set forth below:
- a. On or about September 28, 1998, two gallons of said product were sold or distributed by the retail facility to Raybar Corporation, 1002 English Avenue, Louisville, Kentucky 40217; and
 - b. On or about September 3, 1998, 530 gallons of said product were sold or distributed by the producing establishment to the retail facility.
16. As it was labeled at the time of the inspections, "Portersept Exterior with Intersept, Satin" was an antimicrobial pesticide as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
17. "Portersept Exterior with Intersept, Satin" is not registered as a pesticide with EPA.
18. "Portersept Exterior with Intersept, Satin" was misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q), in the following manner:
- a. The label contained statements required by FIFRA which were not prominently placed on the label in such a way as to make it readable or understandable;
 - b. The label failed to bear an EPA establishment number; and
 - c. The label failed to include an ingredient statement which contained the name and percentage by weight of each active ingredient, the total percentage by weight of all inert ingredients, and a designation of both active and inactive ingredients, as required by 40 C.F.R § 156.10(g).
19. The inspections and subsequent investigation revealed Respondent sold or distributed "Porter Exterior Acrylic Stain" as set forth below:
- a. On or about September 22, 1998, one gallon of said product was sold or distributed by the retail facility to Art Wissing, 3123 Widgeon, Louisville, Kentucky 40213; and

- b. On or about September 14, 1998, 48 gallons of said product were sold or distributed by the producing establishment to the retail facility.
- 20. As it was labeled at the time of the inspections, "Porter Exterior Acrylic Stain" was an antimicrobial pesticide as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
- 21. "Porter Exterior Acrylic Stain" is not registered as a pesticide with EPA.
- 22. "Porter Exterior Acrylic Stain" was misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q), in the following manner:
 - a. The label contained statements required by FIFRA which were not prominently placed on the label in such a way as to make it readable or understandable;
 - b. The label failed to bear an EPA establishment number; and
 - c. The label failed to include an ingredient statement which contained the name and percentage by weight of each active ingredient, the total percentage by weight of all inert ingredients, and a designation of both active and inactive ingredients, as required by 40 C.F.R § 156.10(g).
- 23. The inspections and subsequent investigation revealed Respondent sold or distributed "Porter Exterior Acrylic Premium Acri-Shield Gloss" as set forth below:
 - a. On or about September 28, 1998, two gallons of said product was sold or distributed by the retail facility to Painter/Paperhanger, Post Office Box 534, Louisville, Kentucky 40201; and
 - b. On or about August 25, 1998, 3,342 gallons of said product were sold or distributed by the producing establishment to the retail facility.
- 24. As it was labeled at the time of the inspections, "Porter Exterior Acrylic Premium Acri-Shield Gloss" was an antimicrobial pesticide as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
- 25. "Portersept Exterior Acrylic Premium Acri-Shield Gloss" is not registered as a pesticide with EPA.
- 26. "Portersept Exterior Acrylic Premium Acri-Shield Gloss" was misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q), in the following manner:
 - a. The label contained statements required by FIFRA which were not prominently placed on the label in such a way as to make it readable or understandable;

- b. The label failed to bear an EPA establishment number; and
 - c. The label failed to include an ingredient statement which contained the name and percentage by weight of each active ingredient, the total percentage by weight of all inert ingredients, and a designation of both active and inactive ingredients, as required by 40 C.F.R § 156.10(g).
27. The inspections and subsequent investigation revealed Respondent sold or distributed "Porter Exterior Acrylic Premium Acri-Shield Flat" as set forth below:
- a. On or about September 28, 1998, one gallon of said product was sold or distributed by the retail facility to Creel Brown Painting Contractor, Post Office Box 22766, Louisville, Kentucky 40252; and
 - b. On or about September 23, 1998, 687 gallons of said product were sold or distributed by the producing establishment to Porter Paints 945 South 13th Street, Louisville, Kentucky 40210.
28. As it was labeled at the time of the inspections, "Porter Exterior Acrylic Premium Acri-Shield Flat" was an antimicrobial pesticide as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
29. "Portersept Exterior Acrylic Premium Acri-Shield Flat" is not registered as a pesticide with EPA.
30. "Portersept Exterior Acrylic Premium Acri-Shield Flat" was misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q), in the following manner:
- a. The label contained statements required by FIFRA which were not prominently placed on the label in such a way as to make it readable or understandable;
 - b. The label failed to bear an EPA establishment number; and
 - c. The label failed to include an ingredient statement which contained the name and percentage by weight of each active ingredients, the total percentage by weight of all inert ingredients, and a designation of both active and inactive ingredients, as required by 40 C.F.R § 156.10(g).
31. The inspection and subsequent investigation revealed Respondent sold or distributed "Porter Exterior Acrylic Premium, Super Acrylic, Hi-Sheen Flat" as set forth below:
- a. On or about September 4, 1998, six gallons of said product were sold or distributed by Porter Paints, 3314 Grantline Road, New Albany, Indiana 47150 to K. M. Stemler, Post Office Box 1223, New Albany, Indiana 47150; and

- b. On or about September 15, 1998, 730 gallons of said product were sold or distributed by the producing establishment to the retail establishment.
- 32. As it was labeled at the time of the inspections, "Porter Exterior Acrylic Premium, Super Acrylic, Hi-Sheen Flat" was an antimicrobial pesticide as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
- 33. "Porter Exterior Acrylic Premium, Super Acrylic, Hi-Sheen Flat" is not registered as a pesticide with EPA.
- 34. "Portersept Exterior Acrylic Premium Super Acrylic, Hi-Sheen Flat" was misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q), in the following manner:
 - a. The label contained statements required by FIFRA which were not prominently placed on the label in such a way as to make it readable or understandable;
 - b. The label failed to bear an EPA establishment number; and
 - c. The label failed to include an ingredient statement which contained the name and percentage by weight of each active ingredient, the total percentage by weight of all inert ingredients, and a designation of both active and inactive ingredients, as required by 40 C.F.R § 156.10(g).
- 35. The inspection and subsequent investigation revealed Respondent sold or distributed "Porter Exterior Acrylic Primer Acri-Shield" as set forth below:
 - a. On or about September 26, 1998, two gallons of said product were sold or distributed by retail facility to Prestige Management and Associates, Inc., Post Office Box 17456, Louisville, Kentucky 40217.
 - b. On or about September 9, 1998, 850 gallons of said product were sold or distributed by the producing establishment to the retail establishment.
- 36. As it was labeled at the time of the inspections, "Porter Exterior Acrylic Primer Acri-Shield" was an antimicrobial pesticide as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
- 37. "Porter Exterior Acrylic Primer Acri-Shield" is not registered as a pesticide with EPA.
- 38. "Porter Exterior Acrylic Primer Acri-Shield" was misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q), in the following manner:
 - a. the label contained statements required by FIFRA which were not prominently placed on the label in such a way as to make it readable or understandable;

- b. the label failed to bear an EPA establishment number; and
 - c. the label failed to include an ingredient statement which contained the name and percentage by weight of each active ingredient, the total percentage by weight of all inert ingredients, and a designation of both active and inactive ingredients, as required by 40 C.F.R. § 156.10(g).
39. On or about August 14, 2000, and August 16, 2000, inspectors duly appointed by the EPA Administrator, inspected Respondent's retail facilities located at 30 Bellamy Court, Stockbridge, Georgia 30281 and 1088 Baxter Street, Athens, Georgia 30606.
40. The inspections and subsequent investigation revealed Respondent sold or distributed "Portersept," "Acri-Shield," and "Acri-Pro 100" lines of Porter paints.
41. As labeled at the time of the inspections, the "Portersept," "Acri-Shield," and "Acri-Pro 100" lines of Porter paints were antimicrobial pesticides as defined at FIFRA § 2(mm), 7 U.S.C. § 136(mm).
42. The "Portersept," "Acri-Shield," and "Acri-Pro 100" lines of Porter paints were not registered as pesticides with EPA as required by FIFRA § 3(a), 7 U.S.C. § 136a.
43. The "Portersept," "Acri-Shield," and "Acri-Pro 100" lines of Porter paints were misbranded, as that term is defined in FIFRA § 2(q), 7 U.S.C. § 136(q).
44. At the time of the inspections, Respondent's production establishment was producing pesticides.
45. FIFRA § 7(a), 7 U.S.C. § 136e(a), requires establishments which produce pesticides to be registered with the Administrator of EPA.
46. Respondent's establishment is not registered with EPA as a pesticide-producing establishment and, at the time of the inspections, was not registered with EPA as a pesticide producing establishment.
47. It is a violation of FIFRA § 12(a)(1)(A), 7 U.S.C. § 136j(a)(1)(A), to sell or distribute a pesticide that is not registered with the EPA.
48. It is a violation of FIFRA § 12(a)(1)(E), 7 U.S.C. § 136j(a)(1)(E), to sell or distribute a pesticide that is misbranded.
49. It is a violation of FIFRA § 12(a)(2)(L), 7 U.S.C. § 136j(a)(2)(L), for any person to violate FIFRA § 7(a), 7 U.S.C. § 136e(a) by producing a pesticide unless the establishment in which it is produced is registered with the Administrator of EPA.

50. Respondent violated FIFRA § 12(a)(1)(A), 7 U.S.C. § 136j(a)(1)(A); FIFRA § 12(a)(1)(E), 7 U.S.C. § 136j(a)(1)(E); and FIFRA § 12(a)(2)(L), 7 U.S.C. § 136j(a)(2)(L), and is therefore subject to the assessment of penalties under FIFRA § 14, 7 U.S.C. § 136l.
51. Section 14(a) of FIFRA, 7 U.S.C. § 136l(a), in conjunction with the Debt Collection Improvement Act of 1996, authorizes the issuance of this Complaint for the assessment of a civil penalty. The EPA proposes to assess a total civil penalty of Ninety-Six Thousand Seven Hundred Nineteen Dollars and Fifty Cents (\$96,719.50) against the Respondent for the above-described violations. Civil penalties under Section 14(a) of FIFRA, 7 U.S.C. § 136l(a), may be assessed by Administrative Order.

III. Consent Agreement

52. For the purposes of this CAFO, Respondent admits the *jurisdictional* allegations and neither admits nor denies the factual allegations set out above.
53. Respondent waives its right to a hearing on the allegations contained herein.
54. Respondent consents to the assessment of and agrees to pay the civil penalty as set forth in this CAFO.
55. Respondent certifies that it will submit current labels from the Porter Paints referenced in this document to EPA within 30 days after ratification of the CAFO and actively work with appropriate EPA staff to insure removal from the label of any pesticidal claims that are not permitted to be made under the treated articles exemption.
56. Beginning on the 15th day of the month, following 30 days after ratification of this CAFO, Respondent will submit monthly reports to Cheryn Jones, Pesticides Section, U.S. EPA Region 4, 61 Forsyth Street, S.W., Atlanta, Georgia 30303, on the status of compliance of the affected Porter paint labels until such time as changes to the labels have been accepted by EPA and implemented by Respondent.
57. Within 60 days of agreement between Respondent and EPA on the language of the affected Porter paint labels, Respondent will destroy all old, unused labels for the affected products and use the agreed-upon language on containers of all affected paint produced after that date.
58. Within 30 days after ratification of this CAFO, Respondent will have signs printed that conform to the following:
- a. At least 12" by 14" in size.

b. All writing on the signs will be in the same size type to be at least 5/8 inch in size and all writing to be in the same color with the same contrasting background color.

c. The signs will state:

The following Porter Paints contain agents which inhibit mold and mildew on the surface of the paint film ONLY and no claims extend beyond the film itself.

Portersept paints
Porter Acri-Shield paints
Porter Acri-Pro paints

d. A copy of the sign will be sent to Cheryn Jones at the address stated in paragraph number 50, above.

59. Within 45 days after ratification of this CAFO, the signs referred to in the paragraph above will be placed in all Responent-owned retail facilities selling Porter paints and delivered to all independent dealers selling Porter paints. The signs will be prominently placed in close proximity to the affected paints in Respondent's stores and Respondent will provide instructions to dealers requiring the same. The signs will remain as stated until such time as all the labels on the affected paints at a facility are the labels accepted by EPA pursuant to paragraph number 55 above.

60. Compliance with this CAFO shall resolve the allegations of the violations contained herein. This CAFO shall not otherwise affect any liability of Respondent to the United States. Other than as expressed herein, neither EPA nor Complainant waives any right to bring an enforcement action against Respondent for violation of any federal or state statute, regulation or permit, to initiate an action for imminent and substantial endangerment, or to pursue criminal enforcement.

61. Complainant and Respondent agree to settle this matter by their execution of this CAFO. The parties agree that the settlement of this matter is in the public interest and that this CAFO is consistent with the applicable requirements of FIFRA.

IV. Final Order

62. Respondent is assessed a civil penalty of Ninety-Six Thousand Seven Hundred Nineteen Dollars and Fifty Cents (\$96,719.50).

63. Respondent shall pay the penalty by forwarding a cashier's or certified check or a check from its corporate parent within 30 days of ratification of this CAFO. The check shall be made payable to: "Treasurer, United States of America," and mailed to the following address:

U.S. EPA - Region 4
Post Office Box 100142
Atlanta, Georgia 30384.

The check shall reference on its face the name and the Docket Number of this Consent Agreement and Final Order.

64. At the time of payment, Respondent shall send a separate copy of the check, and a written statement that payment has been made in accordance with this CAFO, to the following persons at the following addresses:

Regional Hearing Clerk
U.S. EPA - Region 4
61 Forsyth Street, S.W.
Atlanta, Georgia 30303;

Cheryn Jones
Pesticides Section
U.S. EPA - Region 4
61 Forsyth Street
Atlanta, Georgia 30303; and,

Saundi Wilson
Environmental Accountability Division
U.S. EPA - Region 4
61 Forsyth Street
Atlanta, Georgia 30303.

65. For the purposes of state and federal income taxation, Respondent shall not be entitled, and agrees not to attempt, to claim a deduction for any civil penalty payment made pursuant to this CAFO. Any attempt by Respondent to deduct any such payments shall constitute a violation of this CAFO.
66. Pursuant to 31 U.S.C. § 3717, EPA is entitled to assess interest and penalties on debts owed to the United States and a charge to cover the cost of processing and handling a delinquent claim. Interest will therefore begin to accrue on the civil penalty from the date of entry of this CAFO, if the penalty is not paid by the date required. Interest will be assessed at the rate of the United States Treasury tax and loan rate in accordance with 4 C.F.R. § 102.13(c). A charge will be assessed to cover the costs of debt collection, including processing and handling costs and attorney fees. In addition, a penalty charge

of twelve (12) percent per year compounded annually will be assessed on any portion of the debt that remains delinquent more than ninety (90) days after payment is due.

- 67. Complainant and Respondent shall bear their own costs and attorney fees in this matter.
- 68. This CAFO shall be binding upon the Respondent, its successors and assigns.
- 69. Each undersigned representative of the parties to this CAFO certifies that he or she is fully authorized by the party represented to enter into this CAFO and legally bind that party to this CAFO.

V. Effective Date

- 70. The effective date of this CAFO shall be the date on which the CAFO is filed with the Regional Hearing Clerk.

In the Matter of PPG Architectural Finishes, Inc.
Docket No. FIFRA-04-2000-0056(b)

AGREED AND CONSENTED TO:

PPG Architectural Finishes, Inc.

By: *Richard A. Beuk* Date: September 28, 2000
Name: Richard A. Beuk (Typed or Printed)
Title: President (Typed or Printed)
PPG Architectural Finishes, Inc.

U.S. Environmental Protection Agency

By: *Winston A. Smith* Date:
Winston A. Smith, Director
Air, Pesticides & Toxics
Management Division
Region 4

APPROVED AND SO ORDERED this 28 day of Sept, 2000.

Susan B. Schub
Susan B. Schub
Regional Judicial Officer

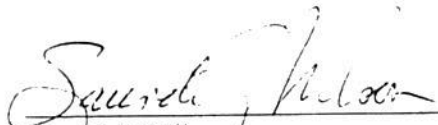
CERTIFICATE OF SERVICE

I hereby certify that on the date set out below, the original and one copy of the foregoing Consent Agreement and Final Order were hand-delivered to **and filed** with the Regional Hearing Clerk, EPA, Region 4, and that a true and correct copy was mailed by U.S. **Mail** (Certified Mail, Return Receipt Requested) to the following addressee:

Addressee:

Joseph M. Karas
Assistant Counsel
Law Department
PPG Industries Inc.
One PPG Place
Pittsburgh, PA 15272

Date: 9/29/00


Saundi J. Wilson
Paralegal Specialist



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

*Nawson-jones
File copy*

MAR 26 2001

4APT-AEEB

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Porter Paints
400 South 13th Street
Louisville, KY 40203

*04-2001-0108
44-50
KY0002 541074*

SUBJ: Clean Air Act Compliance Order
EPA Docket No. CAA-04-2001-0009

Dear Sir:

Pursuant to Section 113(a)(3) of the Clean Air Act (the Act), 42 U.S.C. § 7413(a)(3), the U. S. Environmental Protection Agency (EPA) is issuing the enclosed Order requiring Porter Paints to comply with the requirements of §183(e) of the Act as codified at 40CFR §59.408(b)(1) through (4), 40CFR §59.408(d)(1) through (7) and 40CFR §59.408(e)(1) through (4).

This Order is based on information in EPA's possession indicating that the facility has violated Section 183(e) of the Act and the implementing regulations found at 40 C.F.R. § 59.408(b), (d), and (e). These regulations require that persons conducting business subject to this rule to notify the Administrator in writing regarding those items listed at §59.403 and 404 by the compliance date of March 1, each year for the previous year of manufacturing. Specifically, they require that the company submit the information outlined in 40CFR §59.408(b)(1) through (4), those items listed at 40CFR §59.408(d)(1) through (7) and those items listed at 40CFR §59.408(e)(1) through (4).

The information in EPA's possession was submitted by your company under 40CFR §59.408(d) in the form of an Exceedance Fee for the year ending on December 31, 2000.

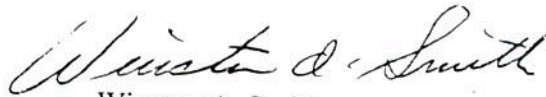
Any violations of the terms of the enclosed Order may subject the facility to a civil action for appropriate relief under Section 113(a)(3) of the Act, 42 U.S.C. § 7413(a). In addition, Section 113(c) of the Act provides for criminal penalties for knowing violations of an Order.

You have the opportunity to request a conference with EPA to discuss this Order before it becomes effective in accordance with 42 U.S.C. § 7413(a)(4). However, if Porter Paints does not request such a conference within seven (7) calendar days of receipt of this Order, or cannot meet with EPA within 14 calendar days of receipt of this Order, this Order shall be effective immediately upon receipt by the company. If a conference is held between the facility and EPA, this Order shall become effective upon the day of the conference unless otherwise agreed upon at the conference.

Pursuant to the Act and implementing regulations (see 40 C.F.R. Part 32), upon finding adequate evidence of a continuing violation, EPA may place the company on the List of Violating Facilities. Any company listed under these regulations is ineligible for use in any federal contract, grant, loan or subagreement thereunder.

If you have any questions or would like to meet with representatives of EPA to discuss the Order, please contact Mr. Floyd Ledbetter at (404) 562-9218. Your request for a conference should be made as soon as possible but not later than seven (7) calendar days after receipt of this letter.

Sincerely,



Winston A. Smith

Director

Air, Pesticides and Toxics Management Division

Enclosures

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4

In the matter of:

Porter Paints
400 South 13th Street
Louisville, KY

)
) Docket No. CAA-04-2001-0009
)
) Compliance Order
)
) [42 U.S.C. §7413(a)(3)(B)]

STATUTORY AUTHORITY

This Compliance Order (Order) is issued to Porter Paints (Respondent). The Order is issued pursuant to § 113(a)(3)(B) of the Clean Air Act (the Act), 42 U.S.C. § 7413(a)(3)(B), as amended on November 15, 1990, by P.L. 101-549. Section 113(a)(3)(B) grants to the Administrator of the United States Environmental Protection Agency (EPA) the authority to issue orders directing persons to comply with the requirements and prohibitions of the Act. The authority to issue this Order has been delegated to the Regional Administrator, Region 4, and redelegated to the Director, Air, Pesticides and Toxics Management Division.

FINDINGS

1. Section 183(e) of the Act at 40 CFR §59.408(b) requires the manufacturer or importer to submit by the applicable compliance date (January 10, 1998), or within 30 days after becoming a regulated entity, a one-time Initial Notification Report including the information specified in paragraphs (b)(1) through (b)(4) of this section as follows:
 - (1) The name and mailing address of the manufacturer or importer.
 - (2) The street address of each one of the manufacturer's or importer's facilities in the United States that is producing, packaging, or repackaging any architectural coating subject to the provisions of this subpart.
 - (3) A list of the categories from table 1 of this subpart for which the manufacturer's or importer's coatings meet the definitions in §59.401 of this subpart.
 - (4) If a date code is used on a coating container to represent the date a coating was manufactured, as allowed in §59.405(a)(1) of this subpart, the manufacturer or importer of the coating shall include an explanation of each date code in the initial notification report and shall submit an explanation of any new date code no later than 30 days after the new date code is first used on the container for a

- coating.
2. This agency has received no notification from you as a regulated entity which contains this information.
3. Section 183(e) of the Act at 40 CFR §59.408(d) requires the manufacturer or importer to submit by the applicable compliance date of March 1, following the calendar year in which the coating is manufactured or imported, the information in paragraphs (d)(1) through (d)(7) of this section for each coating for which the exceedance fee provisions are used.
4. This agency has received no notification from you as a regulated entity which contains this information, only the Exceedances Fees were submitted.
5. Section 183(e) of the Act at 40 CFR §59.408(e) requires each manufacturer and importer of architectural coatings for which a tonnage exemption under §59.404 of this subpart is claimed shall submit a report no later than March 1 of the year following the calendar year in which the exemption was claimed. The report must include the information in paragraphs (e)(1) through (e)(4) of this section.
6. This agency has received no notification from you as a regulated entity which utilizes this provision.
7. On the basis of these facts, EPA has found Respondent to be in violation of Section 183(e) of the Act, 42 U.S.C. § 7511b, and the implementing regulation found at 40 C.F.R. § 59.408.

ORDER

Based upon the findings set forth above, IT IS HEREBY ORDERED, pursuant to Section 113(a)(3)(B) of the Act, 42 U.S.C. § 7413(a)(3)(B):

1. Respondent shall comply with all applicable requirements of 40 C.F.R. Part 59.408 and submit all information required by (b)(1) through (4), (d)(1) through (d)(7) and (e)(1) through (e)(4) in accordance with the provisions contained within the regulations as listed above.
2. The provisions of this Order shall apply to Respondent and its officers, agents, servants, employees, successors, and to all persons, firms, and corporations acting under, through, or for Respondent.
3. This Order only addresses the Respondent's responsibilities under 40 C.F.R. Part 59, Subpart D and in no way affects Respondent's obligations to comply with other local, state, or federal laws and regulations.

Respondent's failure to comply with this Order may result in the commencement of a civil action for injunctive relief or for assessment of a civil penalty of up to \$27,500 per day of continued non-compliance, or both, pursuant to 42 U.S.C. § 7413(b). Respondent's knowing violation of this Order may result in imprisonment or assessment of a fine of up to \$27,500 per day of violation or both under Section 113 of the Act, 42 U.S.C. § 7413(c). In accordance with Section 113 (a)(4) of the Act, the issuance of this Order does not prevent the EPA from assessing any penalties or otherwise affect or limit the EPA's authority to enforce other provisions of the Act, 42 U.S.C. § 7413(a)(4).

EFFECTIVE DATE

In accordance with Section 113(a)(4) of the Act, EPA is providing Porter Paints with an opportunity for a conference to discuss the violation which is the subject of this Order. If Respondent does not request a conference within seven (7) calendar days of receipt of this Order, or cannot meet with EPA within 14 calendar days of receipt of this Order, this Order shall be effective immediately upon receipt by Respondent. If a conference is held between Respondent and EPA Region 4, this order shall become effective upon the day of the conference unless otherwise agreed upon at the conference. The conference, if requested, will afford Respondent an opportunity to present information bearing on the findings of this Order, on any efforts Respondent has taken to achieve compliance, and on the steps Respondent proposes to take to achieve compliance.

3-26-2001

Date of Issuance



Winston A. Smith, Director

Air, Pesticides and Toxics Management Division

11144

MyProperty Search Results

INFORMATION FOUND FOR THE SUBMITTED ADDRESS

The entered address was found within the EPA Facility Registry System (FRS) list of address records.

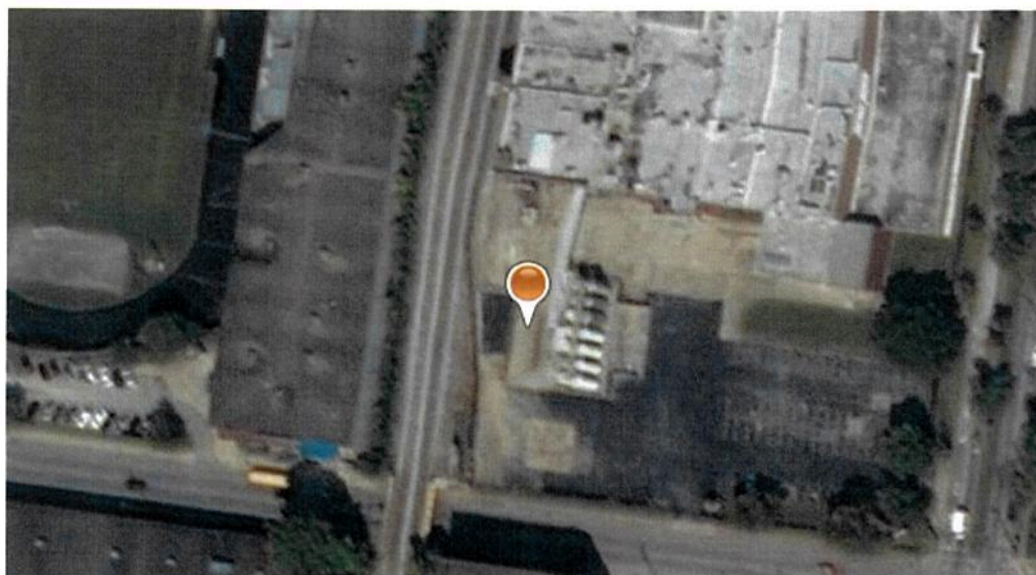
Search Criteria

Address Searched: 400 South 13th Street

City Searched: Louisville

State Searched: KY

Query executed on 09/17/2018 12:10 PM



Facility Name	Address	City	State	Postal Code
PPG ARCHITECTURAL FINISHES, 13TH ST Facility Report Summary Report Compliance Report	400 SOUTH 13TH STREET	LOUISVILLE	KY	40203-171

Note: Click on the above [Facility Report](#) link to view a detailed list of known EPA and State Environmental Interests.

Click on the above [Summary Report](#) link to view environmental activities by this facility that may affect air, water, and land.

Click on the above [Compliance Report](#) link to view the current and past compliance history of this facility.

Disclaimer: The MyProperty reports are provided solely for informational purposes. They do not provide legal advice, have legally binding effect, or expressly or implicitly create, expand, or limit any legal rights obligations, responsibilities, expectations, or benefits in regard to any person. EPA maintains the application to enhance public access to environmental information. This service has continual data updates, and we will correct errors brought to our attention, as appropriate.

LAST UPDATED ON {MONTH DAY, YYYY}



Related Topics: [Envirofacts](#)

FRS

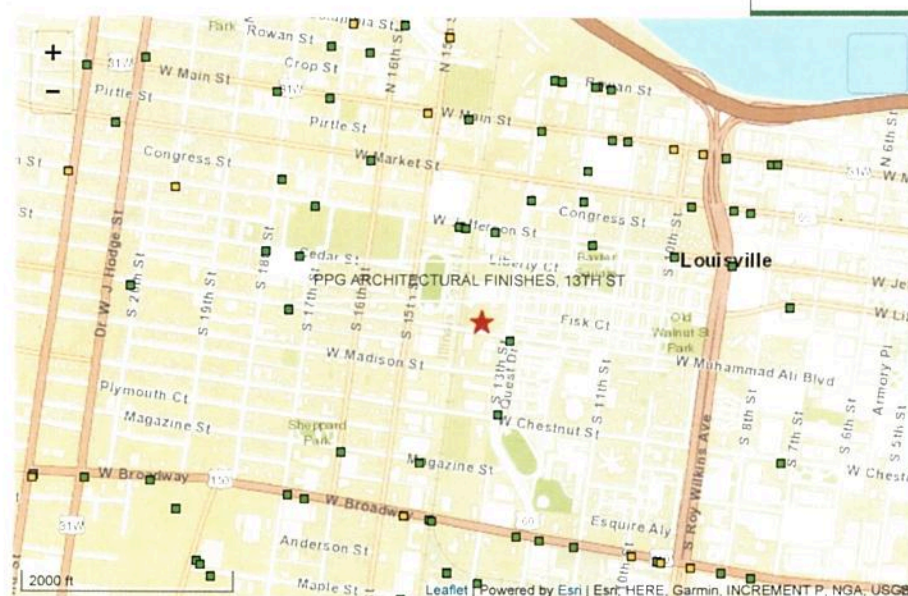
FRS Facility Detail Report

PPG ARCHITECTURAL FINISHES, 13TH ST

EPA Registry Id: 110000378083
400 SOUTH 13TH STREET
LOUISVILLE, KY 40203-1714

Facilty Registry Service Links:

- Facility Registry Service (FRS) Overview
- FRS Facility Query
- FRS Organization Query
- EZ Query
- FRS Physical Data Model
- FRS Geospatial Model

[Report an Error](#)

Legend

- ★ Selected Facility
- EPA Facility of Interest
- State/Tribe Facility of Interest

The facility locations displayed come from the FRS Spatial Coordinates tables. They are the best representative locations for the displayed facilities based on the accuracy of the collection method and quality assurance checks performed against each location. The North American Datum of 1983 is used to display all coordinates.

Environmental Interests

Information System	System Facility Name	Information System Id/Report Link	Environmental Interest Type	Data Source	Last Updated Date	Supplemental Environmental Interests:
NATIONAL COMPLIANCE DATABASE KENTUCKY - TOOLS FOR ENVIRONMENTAL MANAGEMENT AND PROTECTION ORGANIZATIONS	COURTAULDS COATINGS, INC.	D04#04-93F001-C	COMPLIANCE ACTIVITY	NCDB		
AIR FACILITY SYSTEM	PPG ARCHITECTURAL FINISHES INC - PORTER PAINTS PLANT 1	48122	STATE MASTER	KY- TEMPO		
INTEGRATED COMPLIANCE INFORMATION SYSTEM	PPG ARCHITECTURAL FINISHES INCORPORATED	2111100175	AIR SYNTHETIC MINOR (PERMANENTLY CLOSED)	AIRS/AFS	06/13/2014	
INTEGRATED COMPLIANCE INFORMATION SYSTEM	PORTER PAINTS	19346	FORMAL ENFORCEMENT ACTION	ICIS	09/24/2001	ICIS-04-2000-0849 FORMAL ENFORCEMENT ACTION
BIENNIAL REPORTERS	PPG INDUSTRIES INC	19345	FORMAL ENFORCEMENT ACTION	ICIS	04/02/2001	ICIS-04-2001-0108 FORMAL ENFORCEMENT ACTION
TOXICS RELEASE INVENTORY SYSTEM	PPG INDUSTRIES INC	KYD006382253	HAZARDOUS WASTE BIENNIAL REPORTER	RCRAINFO	12/31/2011	
RESOURCE CONSERVATION AND RECOVERY ACT INFORMATION SYSTEM	PPG ARCHITECTURAL FINISHES INC	40201PRTRP40080	TRI REPORTER	TRIS		ICIS- ENFORCEMENT/COMPLIANCE ACTIVITY
TOXIC SUBSTANCES CONTROL ACT	PPG INDUSTRIES INC	KYD006382253	UNSPECIFIED UNIVERSE (N)	RCRAINFO	06/29/2017	ICIS-04-2008-9200 FORMAL ENFORCEMENT ACTION
EMISSION INVENTORY SYSTEM (EIS)	COURTAULDS COATINGS & SEALANTS	200001140	TSCA SUBMITTER	TSCA		ICIS- ENFORCEMENT/COMPLIANCE ACTIVITY
	PPG ARCHITECTURAL FINISHES, 13TH ST	6606811	AIR SYNTHETIC MINOR	EIS	01/14/0017	

Additional EPA Reports: [MyEnvironment](#) [Enforcement and Compliance](#) [Site Demographics](#) [Facility Coordinates Viewer](#) [Environmental Justice Map Viewer](#) [Watershed Report](#)

Standard Industrial Classification Codes (SIC)

Data Source SIC Code Description

ICIS 3231 GLASS PRODUCTS, MADE OF PURCHASED GLASS

ICIS 2852

AIRS/AFS 2851 PAINTS, VARNISHES, LACQUERS, ENAMELS, AND ALLIED PRODUCTS

ICIS 2851 PAINTS, VARNISHES, LACQUERS, ENAMELS, AND ALLIED PRODUCTS

ICIS 3211 FLAT GLASS

Primary

National Industry Classification System Codes (NAICS)

Data Source

NAICS Code

Description

Primary

EIS 325510 PAINT AND COATING MANUFACTURING

TRIS 325510 PAINT AND COATING MANUFACTURING

RCRAINFO 32551 PAINT AND COATING MANUFACTURING

AIRS/AFS 325510 PAINT AND COATING MANUFACTURING

Facility Codes and Flags

EPA Region: 04

Duns Number:

Congressional District Number: 03

Legislative District Number: 03

HUC Code/Watershed: 05140101 / SILVER-LITTLE KENTUCKY

US Mexico Border Indicator:

Federal Facility: NO

Tribal Land: NO

Facility Mailing Addresses

Affiliation Type

Delivery Point

City Name

State

Postal Code

Information System

FACILITY MAILING ADDRESS 400 SOUTH 13TH ST LOUISVILLEKY 40201 RCRAINFO

FACILITY MAILING ADDRESS 400 SOUTH 13TH STRT LOUISVILLEKY 40203 AIRS/AFS

FACILITY MAILING ADDRESS 400 SOUTH 13TH STREET, P O BOX 1439 LOUISVILLEKY 40201-1439 TSCA

FACILITY MAILING ADDRESS 6804 ENTERPRISE DR LOUISVILLEKY 40214 RCRAINFO

MAILING ADDRESS 400 S 13TH ST LOUISVILLEKY 40203 TRIS

Alternative Names

Alternative Name

COURTAULDS COATINGS & SEALANTS

PPG ARCHITECTURAL FINISHES INCORPORATED

PORTER PAINTS

PPG ARCHITECTURAL FINISHES INC - PORTER PAINTS PLANT 1

PPG INDUSTRIES INC

COURTAULDS COATINGS, INC

Source of Data

TSCA

ICIS

ICIS

KY-TEMPO

RCRAINFO

NCDB

Contacts

Affiliation Type

Full Name

Office Phone

Information System

Mailing Address

REGULATORY CONTACT KIMBERLY VANCE 5025589796 RCRAINFO

UNKNOWN CONTACT KIM VANCE 5025889796 AIRS/AFS

COMPLIANCE CONTACT KIM VANCE 5025889796 AIRS/AFS

REGULATORY CONTACT KIMBERLY VANCE 5023189517 RCRAINFO

PUBLIC CONTACT CHRISTINE SMITH 5023189506 TRIS

Organizations

Affiliation Type

Name

DUNS Number

Information System

Mailing Address

PARENT COMPANY PPG INDUSTRIES INC 001344803 TRIS

PARENT COMPANY PPG ARCHITECTURAL FINISHES, INC EIS

OWNER COURTAULDS COATINGS & SEALANTS TSCA

Query executed on: SEP-17-2018

Additional information for CERCLIS or TRI sites:

This information resource is not maintained, managed, or owned by the Environmental Protection Agency (EPA) or the Envirofacts Support Team. Neither the EPA nor the Envirofacts Support Team is responsible for their content or site operation. The Envirofacts Warehouse provides this reference only as a convenience to our Internet users.

- National Library of Medicine (NLM) [S411.024](#) TOXMAP

Last updated on September 24, 2015

11144



Detailed Facility Report

Facility Summary

**PPG ARCHITECTURAL FINISHES,
13TH ST
400 SOUTH 13TH STREET,
LOUISVILLE, KY 40203 ⓘ**

FRS (Facility Registry Service) ID:
110000378083
EPA Region: 04
Latitude: 38.25345
Longitude: -85.77367
Locational Data Source: EIS
Industry: undefined
Indian Country: N

Enforcement and Compliance Summary ⚠

Statute	Insp (5 Years)	Date of Last Inspection	Compliance Status	Qtrs with NC (Noncompliance) (of 12)	Qtrs with Significant Violation	Informal Enforcement Actions (5 years)	Formal Enforcement Actions (5 years)	Penalties from Formal Enforcement Actions (5 years)	EPA Cases (5 years)	Penalties from EPA Cases (5 years)
CAA	--	--	--	--	--	--	--	--	--	--
RCRA	1	08/26/2016	No Violation	0	0	--	--	--	--	--

Regulatory Information

Clean Air Act (CAA): No Information
Clean Water Act (CWA): No Information
Resource Conservation and

Other Regulatory Reports

Air Emissions Inventory (EIS): 6606811
Greenhouse Gas Emissions (eGGRT):
No Information
Toxic Releases (TRI):
40201PRTRP400SO

Recovery Act (RCRA):
Inactive () Other
(KYD006382253)
Safe Drinking Water Act
(SDWA): No Information

Compliance and Emissions Data
Reporting Interface (CEDRI): No
Information

Facility/System Characteristics

Facility/System Characteristics

System	Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
FRS		110000378083					N	38 25345	-85 77367
EIS	CAA	6606811		PERMANENTLY SHUTDOWN			N	38 25345	-85 77367
TRI	EP313	40201PRTRP400SO	Toxics Release Inventory	Last Reported for 2012			N	38 25345	-85 77367
RCR	RCRA	KYD006382253	Other	Inactive ()			N	38 254113	-85 772375
TSCA	TSCA	200001140					N		

Facility Address

System	Statute	Identifier	Facility Name	Facility Address
FRS		110000378083	PPG ARCHITECTURAL FINISHES, 13TH ST	400 SOUTH 13TH STREET, LOUISVILLE, KY 40203
EIS	CAA	6606811	PPG ARCHITECTURAL FINISHES, 13TH ST	400 S 13TH ST, LOUISVILLE, KY 40203
TRI	EP313	40201PRTRP400SO	PPG ARCHITECTURAL FINISHES INC	400 S 13TH ST, LOUISVILLE, KY 40203
RCR	RCRA	KYD006382253	PPG INDUSTRIES INC	400 SOUTH 13TH ST, LOUISVILLE, KY 40201
TSCA	TSCA	200001140	COURTAULDS COATINGS & SEALANTS	400 SOUTH 13TH STREET, P. O. BOX 1439, LOUISVILLE, KY 40201

Facility SIC (Standard Industrial Classification) Codes

System	Identifier	SIC Code	SIC Desc
TRI	40201PRTRP400SO	2851	Paints And Allied Products

Facility NAICS (North American Industry Classification System) Codes

System	Identifier	NAICS Code	NAICS Description
TRI	40201PRTRP400SO	325510	Paint and Coating Manufacturing
EIS	6606811	325510	Paint and Coating Manufacturing
RCR	KYD006382253	32551	Paint and Coating Manufacturing

Facility Tribe Information

Reservation Name	Tribe Name	EPA Tribal ID	Distance to Tribe (miles)
No data records returned			

Enforcement and Compliance

Compliance Monitoring History (5 years)

Statute	Source ID	System	Inspection Type	Lead Agency	Date	Finding
RCRA	KYD006382253	RCR	COMPLIANCE EVALUATION INSPECTION ON-SITE	State	08/26/2016	No Violations Or Compliance Issues Were Found

Entries in italics are not considered inspections in official counts.

Compliance Summary Data

Statute	Source ID	Current SNC (Significant Noncompliance)/HPV (High Priority Violation)	Current As Of	Qtrs with NC (Noncompliance) (of 12)	Data Last Refreshed
RCRA	KYD006382253	No	09/15/2018	0	09/14/2018

Three-Year Compliance History by Quarter

Statute	Program/Pollutant/Violation Type	QTR 1	QTR 2	QTR 3	QTR 4	QTR 5	QTR 6	QTR 7	QTR 8	QTR 9	QTR 10	QTR 11	QTR 12+
RCRA (Source ID: KYD006382253)		10/01-12/31/15	01/01-03/31/16	04/01-06/30/16	07/01-09/30/16	10/01-12/31/16	01/01-03/31/17	04/01-06/30/17	07/01-09/30/17	10/01-12/31/17	01/01-03/31/18	04/01-06/30/18	07/01-09/30/18
RCRA	Facility-Level Status												

Informal Enforcement Actions (5 Years)

Statute	System	Source ID	Type of Action	Lead Agency	Date
No data records returned					

Formal Enforcement Actions (5 Years)

Statute	System	Law/Section	Source ID	Action Type	Case No.	Lead Agency	Case Name	Issued/Filed Date	Settlements/Actions	Settlement/Action Date	Federal Penalty	State/Local Penalty	SEP Cost	Comp Action Cost
No data records returned														

Environmental Conditions

Water Quality

Permit ID	Combined Sewer System?	Number of CSO (Combined Sewer Overflow) Outfalls	12-Digit WBD (Watershed Boundary Dataset) HUC (RAD (Reach Address Database))	WBD (Watershed Boundary Dataset) Subwatershed Name (RAD (Reach Address Database))	State Waterbody Name (ICIS (Integrated Compliance Information System))	Impaired Waters	Impaired Class	Causes of Impairment(s) by Group(s)	Watershed with ESA (Endangered Species Act)-listed Aquatic Species?
No data records returned									

Waterbody Designated Uses

Reach Code	Waterbody Name	Exceptional Use	Recreational Use	Aquatic Life Use	Shellfish Use	Beach Closure Within Last Year	Beach Closure Within Last Two Years
No data records returned							

Air Quality

Nonattainment Area?	Pollutant(s)	Applicable Nonattainment Standard(s)
No	Ozone	
No	Lead	
Yes	Particulate Matter	PM-2.5 (1997)
No	Sulfur Dioxide	

Pollutants

Toxics Release Inventory History of Reported Chemicals Released in Pounds per Year at Site



TRI Facility ID	Year	Total Air Emissions	Surface Water Discharges	Air Pollutant Report		TRI Pollution Prevention Report		
				Off-Site Transfers to POTWs (Publicly Owned Treatment Works)	Underground Injections	Releases to Land	Total On-site Releases	Total Off-site Releases
40201PRTR190080	2012	1,008		14			1,008	11,450
40201PRTR190080	2011	1,587		14			1,587	13,706
40201PRTR190080	2010	2,218		14			2,218	20,494
40201PRTR190080	2009	2,495		15			2,495	25,984

Toxics Release Inventory Total Releases and Transfers in Pounds by Chemical and Year



Chemical Name	2017	2016	2015	2014	2013	2012	2011	2010	2009
1,2,4-TRIMETHYLBENZENE								287	
ALUMINUM OXIDE (FIBROUS FORMS)									
AMMONIA									
BARIUM COMPOUNDS									
BUTYL BENZYL PHTHALATE									
CERTAIN GLYCOL ETHERS						1,891	1,917	2,488	3,201
CHLOROTHALONIL									
COBALT COMPOUNDS									
DIBUTYL PHTHALATE									
ETHYLBENZENE									
ETHYLENE GLYCOL						2,003	1,658	2,010	7,557
LEAD COMPOUNDS							1		49
NAPHTHALENE									
VINYL ACETATE									

Chemical Name	2017	2016	2015	2014	2013	2012	2011	2010	2009
XYLENE (MIXED ISOMERS)							363	479	602
ZINC COMPOUNDS						8,564	11,353	17,448	17,070

Demographic Profile

Demographic Profile of Surrounding Area (3 Miles)

This section provides demographic information regarding the community surrounding the facility. ECHO compliance data alone are not sufficient to determine whether violations at a particular facility had negative impacts on public health or the environment. Statistics are based upon the 2010 US Census and American Community Survey data, and are accurate to the extent that the facility latitude and longitude listed below are correct. The latitude and longitude are obtained from the EPA Locational Reference Table (LRT) when available.

Radius of Area:	3	Land Area:	88%	Households in Area:	48,397
Center Latitude:	38.25345	Water Area:	12%	Housing Units in Area:	57,825
Center Longitude:	-85.77367	Population Density:	4,596/sq mi	Households on Public Assistance:	2,455
Total Persons:	114,656	Percent Minority:	63%	Persons Below Poverty Level:	68,157

Race Breakdown	Persons (%)	Age Breakdown	Persons (%)
White:	43,708 (38%)	Child 5 years and younger:	8,352 (7%)
African-American:	66,069 (58%)	Minors 17 years and younger:	27,052 (24%)
Hispanic-Origin:	2,166 (2%)	Adults 18 years and older:	87,604 (76%)
Asian/Pacific Islander:	843 (1%)	Seniors 65 years and older:	12,195 (11%)
American Indian:	341 (0%)		
Other/Multiracial:	3,695 (3%)		

Education Level (Persons 25 & older)	Persons (%)	Income Breakdown	Households (%)
Less than 9th Grade:	4,341 (6.11%)	Less than \$15,000:	16,602 (35.24%)
9th through 12th Grade:	12,218 (17.19%)	\$15,000 - \$25,000:	7,847 (16.65%)
High School Diploma:	24,537 (34.51%)	\$25,000 - \$50,000:	12,713 (26.98%)
Some College/2-yr:	20,431 (28.74%)	\$50,000 - \$75,000:	5,809 (12.33%)
B.S./B.A. or More:	9,566 (13.46%)	Greater than \$75,000:	4,146 (8.8%)

11144



- You are here: [EPA Home](#)
- [Envirofacts](#)
- [Multisystem](#)
- Search Results

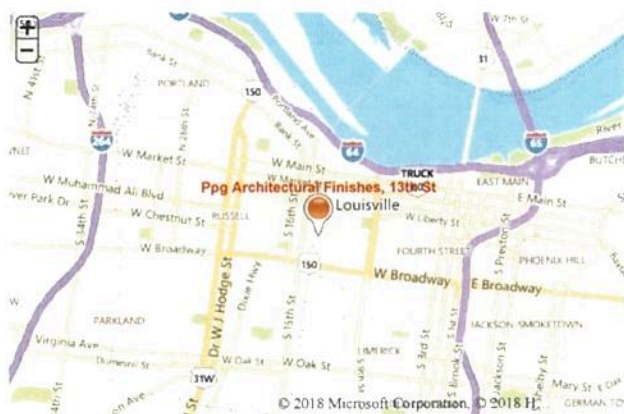
Search Results

[Home](#)[Multisystem Search](#)[Topic Searches](#)[System Data Searches](#)[About the Data](#)[Data Downloads](#)[Widgets](#)[Services](#)[Mobile](#)[Other Datasets](#)

Multisystem Links

- [EF Overview](#)
- [Search](#)
- [Model](#)
- [Contact Us](#)

PPG ARCHITECTURAL FINISHES, 13TH ST 400 SOUTH 13TH STREET LOUISVILLE, KY 40203-1714



*You can navigate within the map with your mouse.

EPA Facility Information

This query was executed on SEP-17-2018

AFS Information

<u>Operating Status:</u>	X	<u>HPV Flag:</u>	
--------------------------	---	------------------	--

<u>Operating Status Description:</u>	PERMANENTLY CLOSED	<u>State Registration Number:</u>	
<u>State County Compliance Source:</u>	2111100175	<u>Government Facility Code Description:</u>	PRIVATELY OWNED/OPERATED
<u>Region Code:</u>	04	<u>Class Code:</u>	SM
<u>Primary SIC Code:</u>	2851	<u>Class Code Description:</u>	POT EMISSIONS BELOW MAJR
<u>Primary SIC Description:</u>	PAINTS AND ALLIED PRODUCT	<u>Compliance Status:</u>	C
<u>NAICS Code:</u>	325510	<u>Compliance Status Description:</u>	IN COMPLIANCE WITH PROCED
<u>NAICS Code Description:</u>	Paint and Coating Manufacturing	<u>Date Plant Information Last Updated:</u>	06/13/2014

Air Program Information

<u>Air Program Code</u>	<u>Air Program Description</u>	<u>Air Program Status</u>	<u>Air Program Status Description</u>	<u>Air Program Subpart</u>	<u>Air Program Subpart Description</u>	<u>Class Code</u>	<u>Class Code Description</u>	<u>Compliance Status</u>	<u>Compliance Status Description</u>
0	SIP	X	PERMANENTLY CLOSED			SM	POT EMISSIONS BELOW MAJR	3	IN COMPLIANCE - INSPECTIO
F	FESOP - (NON-TITLE V)	X	PERMANENTLY CLOSED					C	IN COMPLIANCE WITH PROCED

Pollutant Data

<u>Air Program Code</u>	<u>Pollutant Code / CAS Number</u>	<u>Pollutant / CAS Description</u>	<u>Attain Indicator</u>	<u>Attain Indicator Description</u>	<u>Pollutant Compliance Status</u>	<u>ES Pollutant Compliance Description</u>	<u>Pollutant Class Code</u>	<u>Pollutant Class Description</u>
0	FACIL	<u>FACILITY-WIDE PERMIT REQUIREMENTS</u>	A	ATTAINMENT AREA FOR A GIV	P	PRESENT, SEE OTHER PROGRA		
0	PM10	<u>PARTICULATE MATTER - 10 UM</u>	A	ATTAINMENT AREA FOR A GIV	3	IN COMPLIANCE - INSPECTIO	B	POTENTIAL UNCONTROLLED EM
0	PT	<u>TOTAL PARTICULATE MATTER</u>	A	ATTAINMENT AREA FOR A GIV	3	IN COMPLIANCE - INSPECTIO	B	POTENTIAL UNCONTROLLED EM
0	VOC	<u>VOLATILE ORGANIC COMPOUNDS</u>	A	ATTAINMENT AREA FOR A GIV	3	IN COMPLIANCE - INSPECTIO	SM	POT EMISSIONS BELOW MAJR
F	FACIL	<u>FACILITY-WIDE PERMIT REQUIREMENTS</u>	A	ATTAINMENT AREA FOR A GIV	C	IN COMPLIANCE WITH PROCED		

Compliance Monitoring System Plan

<u>CMS Start Date</u>	<u>FY2008 CMS Indicator</u>	<u>FY2008 CMS Indicator Description</u>	<u>FY2009 CMS Indicator</u>	<u>FY2009 CMS Indicator Description</u>
01-OCT-01	S	80% SYNTHETIC MINOR	S	80% SYNTHETIC MINOR

Plant Actions

<u>Action Number</u>	<u>Key Action Numbers</u>	<u>Air Program Codes</u>	<u>National Action Type</u>	<u>National Action Description</u>	<u>Action Type</u>	<u>Action Description</u>	<u>Date Achieved</u>	<u>Penalty Amount</u>	<u>Results Code</u>	<u>Results Code Description</u>	<u>Pollutant Code</u>	<u>Regional Data Element</u>	<u>Regional Data Element 16</u>
00003	0	FS		STATE/LOCAL CONDUCTED FCE/ON-SITE	FS	STATE CONDUCTED FCE/ ON-SITE	12-MAY-10		MC	IN COMPLIANCE			
00002	0	PS		STATE/LOCAL PCE/ON-SITE	27	STATE COMPLIANCE INSPECTION - LEVEL 2 OR GREATER	22-SEP-94						

<u>Action Number</u>	<u>Key Action Numbers</u>	<u>Air Program Codes</u>	<u>National Action Type</u>	<u>National Action Description</u>	<u>Action Type</u>	<u>Action Description</u>	<u>Date Achieved</u>	<u>Penalty Amount</u>	<u>Results Code</u>	<u>Results Code Description</u>	<u>Pollutant Code</u>	<u>Regional Data Element</u>	<u>Regional Data Element 16</u>
00001	0	PS		STATE/LOCAL PCE/ON-SITE	27	STATE COMPLIANCE INSPECTION - LEVEL 2 OR GREATER	12-NOV-86		01	ACTION ACHIEVED			

Additional Information can be obtained from Air Facility System **AFS** Search.

BR Information

Facility Information:

<u>HANDLER NAME:</u>	PPG INDUSTRIES INC	<u>HANDLER ID:</u>	KYD006382253
<u>STREET 1:</u>	SOUTH 13TH ST	<u>REPORTING YEAR:</u>	2011
<u>STREET 2:</u>			
<u>CITY:</u>	LOUISVILLE	<u>GENERATOR STATUS:</u>	Federal = LQG
<u>STATE:</u>	KY	<u>ZIP CODE:</u>	40201
<u>COUNTY:</u>	JEFFERSON	<u>PENALTY:</u>	

Mailing Information:

<u>HANDLER NAME:</u>	PPG INDUSTRIES INC
<u>STREET 1:</u>	SOUTH 13TH ST
<u>STREET 2:</u>	
<u>CITY:</u>	LOUISVILLE
<u>STATE:</u>	KY
<u>ZIP CODE:</u>	40201

Basic Waste Information:

Note: Please note that the wastes shown in the following table are in tons.

<u>WASTE TYPE</u>	<u>NATIONAL REPORT</u>
<u>GENERATION</u>	490.4
<u>MANAGEMENT</u>	
<u>WASTE RECEIVED</u>	
<u>WASTE SHIPPED</u>	490.4
<u>INCINERATION</u>	
<u>DISPOSAL</u>	
<u>ACUTE GENERATION</u>	

Additional information can be obtained from the Biennial Reporting **BR** Search.

Toxic Releases for Reporting Year 2012

<u>TRI Facility Id</u>	40201PRTRP400SO
------------------------	-----------------

There were no SIC Codes reported to EPA for this facility.

Chemicals Transferred to other Sites

<u>Chemical Name</u>	<u>TRI Chemical Id</u>	<u>Document Control Number</u>	<u>Total Release</u>	<u>Transfer Basis Est Code</u>	<u>Type Of Waste Management</u>	<u>Off Site Name</u>	<u>City Name</u>
CERTAIN GLYCOL ETHERS	N230	1312210118713	4			VALLEY VIEW LANDFILL	SULPHUR
CERTAIN GLYCOL ETHERS	N230	1312210118713	248		INCINERATION/THERMAL TREATMENT	ALLIED DRUM SERVICE, INC	LOUISVILLE
CERTAIN GLYCOL ETHERS	N230	1312210118713	276		ENERGY RECOVERY	PPG INDUSTRIES OHIO INC CIRCLEVILLE OH	CIRCLEVILLE
CERTAIN GLYCOL ETHERS	N230	1312210118713	480		ENERGY RECOVERY	RINECO CHEMICAL	BENTON
CERTAIN GLYCOL ETHERS	N230	1312210118713	644		ENERGY RECOVERY	SAFETY-KLEEN SYSTEMS INC	SMITHFIELD
ETHYLENE GLYCOL	000107211	1312210118725	2.6		INCINERATION/THERMAL TREATMENT	ALLIED DRUM SERVICE, INC	LOUISVILLE
ETHYLENE GLYCOL	000107211	1312210118725	22			VALLEY VIEW LANDFILL	SULPHUR
ETHYLENE GLYCOL	000107211	1312210118725	1205		ENERGY RECOVERY	RINECO CHEMICAL	BENTON
ZINC COMPOUNDS	N982	1312210118749	8			VALLEY VIEW LANDFILL	SULPHUR
ZINC COMPOUNDS	N982	1312210118749	116		UNKNOWN	ALLIED DRUM SERVICE, INC	LOUISVILLE
ZINC COMPOUNDS	N982	1312210118749	125		OTHER OFF-SITE MANAGEMENT	PPG INDUSTRIES OHIO INC CIRCLEVILLE OH	CIRCLEVILLE
ZINC COMPOUNDS	N982	1312210118749	290		OTHER OFF-SITE MANAGEMENT	SAFETY-KLEEN SYSTEMS INC	SMITHFIELD
ZINC COMPOUNDS	N982	1312210118749	482		OTHER OFF-SITE MANAGEMENT	RINECO CHEMICAL	BENTON
ZINC COMPOUNDS	N982	1312210118749	7533		OTHER LAND DISPOSAL	WASTE MANAGEMENT OF KY LLC	LOUISVILLE

Chemicals Released to Air

<u>Chemical Name</u>	<u>TRI Chemical Id</u>	<u>Document Control Number</u>	<u>Total Release</u>	<u>Release Basis Est Code</u>	<u>Environmental Medium</u>
CERTAIN GLYCOL ETHERS	N230	1312210118713	236		STACK OR POINT EMISSIONS
ETHYLENE GLYCOL	000107211	1312210118725	762		STACK OR POINT EMISSIONS
ZINC COMPOUNDS	N982	1312210118749	9.85		FUGITIVE OR NON-POINT EMISSIONS

Chemicals Released via Underground Injection

There was no data of this type reported for this facility.

Chemicals Released to Land

There was no data of this type reported for this facility.

Chemicals Released to Surface Water

There was no data of this type reported for this facility.

Additional Information can be obtained from the Toxics Release Inventory **TRI** Search.

Additional links for TRI:

This information resource is not maintained, managed, or owned by the Environmental Protection Agency (EPA) or the Envirofacts Support Team. Neither the EPA nor the Envirofacts Support Team is responsible for their content or site operation. The Envirofacts Warehouse provides this reference only as a convenience to our Internet users.

- National Library of Medicine (NLM) [TOXMAP](#) EXIT Disclaimer
- The Environmental Defense Fund's (EDF) Chemical Scorecard has on-line environmental information regarding this [facility's](#) EXIT Disclaimer reported TRI releases.

TSCA

No Chemical Information is available for this facility.

Additional Information can be obtained from Toxic Substances Control Act **TSCA** Search.

RCRAInfo

HANDLER ID:	KYD006382253
--------------------	--------------

LIST OF NAICS CODES AND DESCRIPTIONS

<u>NAICS CODE</u>	<u>NAICS DESCRIPTION</u>
32551	PAINT AND COATING MANUFACTURING
42269	OTHER CHEMICAL AND ALLIED PRODUCTS WHOLESALERS

HANDLER / FACILITY CLASSIFICATION

Unspecified Universe for the facility listed above.

HANDLER TYPE

Not in a universe

No **PROCESS INFORMATION** is available for the facility listed above.

Additional Information can be obtained from Resource Conservation and Recovery Information **RCRAInfo** Search.